

x:\ATS52412\adoption

ROGER P. McTIERNAN, JR (RPM 1680)  
BARRY, McTIERNAN & MOORE  
2 Rector Street – 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

Attorneys for Defendant ANN TAYLOR STORES CORPORATION

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
IN RE LOWER MANHATTAN DISASTER SITE  
LITIGATION

-----X  
FRANK HARVEY AND NANCY HARVEY,

Plaintiff,

-against-

ALAN KASMAN DBA KASCO, ANN TAYLOR STORES  
CORPORATION, ET AL,

Defendants.  
-----X

**NOTICE OF  
ADOPTION**

**08 CIV 2635**

PLEASE TAKE NOTICE that defendant, ANN TAYLOR STORES CORPORATION as and for its responses to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) related to the Master Complaint filed in the above-referenced action, hereby adopts ANN TAYLOR STORES CORPORATION's Answer to the Master Complaint dated August 8, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

To the extent that ANN TAYLOR STORES CORPORATION's Answer to the Master Complaint does not comprehensively address any of the specific allegations within the Check-Off Complaint in the above-captioned matter, ANN TAYLOR STORES CORPORATION denies knowledge or information sufficient to form a belief as to the truth of such specific allegations.

WHEREFORE, ANN TAYLOR STORES CORPORATION demands judgment  
dismissing the above-captioned action as against it, together with its costs and disbursements.

Dated: New York, New York  
May 16, 2008



\_\_\_\_\_  
ROGER P. McTIERNAN, JR. (RPM 1680)  
BARRY, McTIERNAN & MOORE  
Attorneys for Defendant  
ANN TAYLOR STORES CORPORATION  
2 Rector Street – 14<sup>th</sup> Floor  
New York, New York 10006  
(212) 313-3600

To:  
WORBY GRONER EDELMAN & NAPOLI BERN, LLP  
Attorneys for Plaintiffs  
115 Broadway, 12<sup>th</sup> Floor  
New York, New York 10006  
(212) 267-3700